

Original U.S. Patent No. 5,634,706
Serial No. 09/323,636
Applicant - James E. Barry
Art Unit (Examiner) - 2875 (Quach)
Title: ILLUMINATED GAS TANK OR SHELL
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under
from said illumination assembly is projected away from the
motorcycle gasoline tank or motorcycle hollow body shell to
illuminate the front and side ground area adjacent the
motorcycle.

REMARKS

This Amendment is responsive to the Office Action dated April 17, 2003. In that Action, the Examiner objected to claims 26, 31 and 32. Previously allowed claims 17-23, 25, 26 and 28-31 were rejected under 35 U.S.C. §251 as allegedly being improper recapture of broadened claimed subject matter surrendered in the application for the patent upon which the present reissue is based. Applicant respectfully traverses the Examiner's new rejection and objections.

Claims 32 and 33 were indicated to obtain allowable subject matter if rewritten to overcome the Examiner's objections.

Claims 1-16 were allowed.

Claims 17, 22, 26, 30, 31 and 32 have been amended. No new matter has been inserted. In compliance with 37 C.F.R. §1.173(c), Applicant respectfully states the claims 1-23, 25, 26 and 28-33 remain pending in the application.

The claims have been amended to overcome the Examiner's objections.

Claims 17, 22, 26, 30 and 31 have been amended to include that the "light illuminates the adjacent side and front ground areas around the motorcycle" or equivalent language, which was present in patent claims 1, 8, 9, 14 and 15. Thus, it is

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respectfully submitted that the rejection under 35 U.S.C. §251 should be withdrawn.

In view of the above, Applicant respectfully requests that the Examiner withdraw the current rejection and objections.

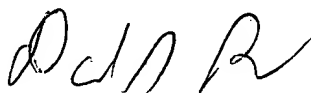
Applicant has completely responded to the Office Action dated April 17, 2003 and respectfully submits that all claims are in condition for allowance.

In order to facilitate prosecution of this application, the Examiner is respectfully requested to contact the undersigned with any comments or suggestions the Examiner may have.

Any additional charges, including Extensions of Time, please bill our Deposit Account No. 13-1130.

Respectfully submitted,

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